



UNITED STATES PATENT AND TRADEMARK OFFICE

Board of Patent Appeals and Interferences

FULBRIGHT & JAWORSKI L.L.P.
2200 ROSS AVENUE
SUITE 2800
DALLAS, TX 75201-2784

Appeal No: 2009-003102
Appellant: MARTIN PAGEL
Application No: 09/469,561
Hearing Room: A
Hearing Docket: B
Hearing Date: Thursday, August 13, 2009
Hearing Time: 01:00 PM
Location: Madison Building - East Wing
600 Dulany Street, 9th Floor
Alexandria, Virginia 22313-1450

NOTICE OF HEARING
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

USPTO Central Fax No: (571) 273-8300

BPAI Mailing Address: BOARD OF PATENT APPEALS AND INTERFERENCES
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VIRGINIA 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: (X) HEARING ATTENDANCE CONFIRMED () HEARING ATTENDANCE WAIVED

Wayne Livingstone/R. Ross Viguet 07/17/09 60,988/42,203
Signature of Attorney/Agent/Appellant Date Registration No.

Wayne Livingstone/R. Ross Viguet
Names of other visitors expected to accompany counsel:

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see
http://www.uspto.gov/web/offices/dcom/gcounsel/contact.htm#bpa_contacts

** A request to submit oral arguments by telephone is submitted concurrently herewith by Appellant.

FULBRIGHT & JAWORSKI L.L.P.

A REGISTERED LIMITED LIABILITY PARTNERSHIP
2200 ROSS AVENUE, SUITE 2800
DALLAS, TEXAS 75201-2784
WWW.FULBRIGHT.COM

FACSIMILE TRANSMISSION**DATE:** July 17, 2009**MATTER NUMBER:** 08935 10106022

RECIPIENT(S):	FAX No.:	PHONE No.:
Board of Patent Appeals and Interferences USPTO	(571) 273-0299	(571) 272-9797

FROM: R. Ross Viguet**FLOOR:** 2737**PHONE:** (214) 855-8185**FAX:** (214) 855-8200

Confirmation of Attendance at Oral Hearing

Appeal No. 2009-003102

Application No. 09/469,561

RE: Appellant: Martin Pagel**NUMBER OF PAGES INCLUDING COVER PAGE:** 3**MESSAGE:**

Please see attached Confirmation of Attendance at Oral Hearing and Request to Present Oral Hearing Arguments by Telephone submitted by Appellant's attorneys in the referenced Appeal.

CAUTION - CONFIDENTIAL

THE INFORMATION CONTAINED IN THIS FACSIMILE IS CONFIDENTIAL AND MAY ALSO CONTAIN PRIVILEGED ATTORNEY-CLIENT INFORMATION OR WORK PRODUCT. THE INFORMATION IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHOM IT IS ADDRESSED. IF YOU ARE NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY USE, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THE FACSIMILE IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ADDRESS ABOVE VIA THE U.S. POSTAL SERVICE. THANK YOU.

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL